

translation

PATENT COOPERATION TREATY

PCT/JP2003/004674



PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

19 OCT 2004

Applicant's or agent's file reference P30224-P0	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/JP2003/004674	International filing date (day/month/year) 14 April 2003 (14.04.2003)	Priority date (day/month/year) 19 April 2002 (19.04.2002)
International Patent Classification (IPC) or national classification and IPC H04N 5/91		
Applicant MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.		

- This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.
- This REPORT consists of a total of 4 sheets, including this cover sheet.

☒ This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

 These annexes consist of a total of 6 sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

Date of submission of the demand 17 October 2003 (17.10.2003)	Date of completion of this report 16 July 2004 (16.07.2004)
Name and mailing address of the IPEA/JP	Authorized officer
Facsimile No.	Telephone No.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP2003/004674

I. Basis of the report

1. With regard to the elements of the international application:*

☐ the international application as originally filed☒ the description:pages 1, 2, 5-19, as originally filed

pages _____, filed with the demand

pages 3, 3/1, 4, filed with the letter of 02 April 2004 (02.04.2004)☒ the claims:pages 2-6, 10, as originally filed

pages _____, as amended (together with any statement under Article 19

pages _____, filed with the demand

pages 1, 8, 9, filed with the letter of 02 April 2004 (02.04.2004)☒ the drawings:pages 1-7, as originally filed

pages _____, filed with the demand

pages _____, filed with the letter of _____

☐ the sequence listing part of the description:

pages _____, as originally filed

pages _____, filed with the demand

pages _____, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).☐ the language of publication of the international application (under Rule 48.3(b)).☐ the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

☐ contained in the international application in written form.☐ filed together with the international application in computer readable form.☐ furnished subsequently to this Authority in written form.☐ furnished subsequently to this Authority in computer readable form.☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.4. ☒ The amendments have resulted in the cancellation of:☐ the description, pages _____☒ the claims, Nos. 7☐ the drawings, sheets/fig _____5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/JP 05/04674

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Claims	1-6, 8-10	YES
	Claims		NO
Inventive step (IS)	Claims		YES
	Claims	1-6, 8-10	NO
Industrial applicability (IA)	Claims	1-6, 8-10	YES
	Claims		NO

2. Citations and explanations

Document 1: JP 11-46336 A (Sony Corp.), 16 February 1999

Document 2: JP 2000-173247 A (Sony Corp.), 23 June 2000

Document 3: JP 2001-292421 A (Sony Corp.), 19 October 2001

Document 4: JP 10-290423 A (Hitachi, Ltd.), 27 October 1998

Document 5: JP 6-121267 A (Sony Corp.), 28 April 1994

Document 6: JP 2001-319464 A (Teac Corp.), 16 November 2001

Document 7: JP 6-203538 A (Sony Corp.), 22 July 1994

Document 8: JP 60-22791 A (Akai Denki Kabushiki Kaisha), 05 February 1985

Claims 1, 2, 8, 9 and 10

Documents 1-5 disclose a feature wherein a signal, which expresses the starting of recording or the stopping of recording, is recorded in a predetermined region when there is an instruction to start recording and/or stop recording. In addition, documents 6-8, which are newly cited in this international preliminary examination report, disclose the feature of recording a multiplexed signal in the frame where recording is stopped; therefore, it would be easy for a person skilled in the art to configure the inventions that are set forth in claims 1,

2, 8, 9 and 10 in the light of the inventions that are disclosed in documents 1-8 (document 6, paragraph [0006]; document 7, paragraphs [0028], [0029] and [0040]; document 8, fig. 1).

Claim 3

Document 2 discloses the feature of recording a Rec start mark (20h) as a mark identification code in the LTC user bit recording area (paragraphs [0012] to [0014]).

Claim 4

Document 1 discloses the feature of recording a REC START bit (112), which expresses the starting of recording, and a REC END bit (113), which expresses the stopping of recording (paragraph [0066]).

Document 3 discloses the feature of recording Gathering_Start_DateTime data, which expresses the time when filming starts, and Gathering_End_DateTime data, which expresses the time when filming ends (paragraph [0032]).

Document 4 discloses the feature of recording information that indicates the presence or absence of a scene change point when a recording start instruction or a recording stop instruction is detected (paragraphs [0018] to [0020]).

Claims 5 and 6

Document 2 discloses the feature of recording a mark identification code in 20 consecutive frames (paragraph [0015]). Document 2 does not indicate that the mark identification code is recorded when recording is stopped; however, the feature of recording a specific signal when recording stops is well known as disclosed in documents 1, 3 and 4.